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November 6, 2002

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**RECEIVED**

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NOV 12 2002

Commissioner for Patents  
Washington, D.C. 20231

TECH CENTER 1600/2900 **Art Unit 1635**

Re: U.S. Utility Patent Application  
Appl. No. 09/446,317; § 371: April 17, 2000  
For: **Complexes for Transporting Nucleic Acid Into Eukaryotic Higher Cells**

Inventors: **WAGNER *et al.***  
Our Ref: **0652.2010000/EKS/PSC**

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Notice of Appeal From the Examiner to the Board of Patent Appeals and Interferences - Large Entity;
2. Petition For Extension of Time Under 37 C.F.R. § 1.136(a)(1);
3. Fee Transmittal Form (PTO/SB/17);
4. Our check no. 37239 for \$1240.00 to cover:  
    \$320.00 Notice of Appeal Fee;  
    \$920.00 Extension of Time Fee Under 37 C.F.R. § 1.136; and
5. A return postcard.

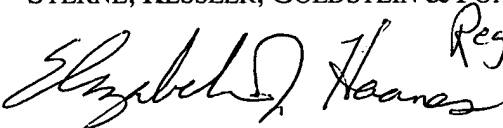
It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents  
November 6, 2002  
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

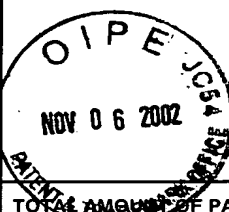
Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.


 Reg # 42,613  
for Eric K. Steffe  
Attorney for Applicants  
Registration No. 36,688

EKS/PSC/cjs  
Enclosures

SKGF\_DC1:72576.1

<div><h2>FEE TRANSMITTAL for FY 2002</h2><p>Patent fees are subject to annual revision.</p></div>		<b>Complete if Known</b>	
		Application Number	09/446,317
		Filing Date	April 17, 2000 (CPA Filed: December 29, 2000)
		First Named Inventor	Ernst Wagner
		Examiner Name	Schnizer, R.
		Group Art Unit	1635
TOTAL AMOUNT OF PAYMENT (\$1240.00)		Attorney Docket No.	0652.2010000/EKS/PSC

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																																																																																							
<p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:</p> <div>Deposit Account Number: 19-0036</div> <div>Deposit Account Name: Sterne, Kessler, Goldstein &amp; Fox P.L.L.C.</div> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27</p>		<p>3. ADDITIONAL FEES</p> <table><thead><tr><th>Large Entity</th><th>Small Entity</th><th>Large Entity</th><th>Small Entity</th><th>Fee Description</th><th>Fee paid</th></tr><tr><th>Fee Code</th><th>Fee (\$)</th><th>Fee Code</th><th>Fee (\$)</th><th></th><th></th></tr></thead><tbody><tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr><tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr><tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr><tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td></td></tr><tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr><tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr><tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr><tr><td>116</td><td>400</td><td>216</td><td>200</td><td>Extension for reply within second month</td><td></td></tr><tr><td>117</td><td>920</td><td>217</td><td>460</td><td>Extension for reply within third month</td><td>920.00</td></tr><tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td>Extension for reply within fourth month</td><td></td></tr><tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td>Extension for reply within fifth month</td><td></td></tr><tr><td>119</td><td>320</td><td>219</td><td>160</td><td>Notice of Appeal</td><td>320.00</td></tr><tr><td>120</td><td>320</td><td>220</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr><tr><td>121</td><td>280</td><td>221</td><td>140</td><td>Request for oral hearing</td><td></td></tr><tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr><tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td><td></td></tr><tr><td>141</td><td>1,280</td><td>241</td><td>640</td><td>Petition to revive - unintentional</td><td></td></tr><tr><td>142</td><td>1,280</td><td>242</td><td>640</td><td>Utility issue fee (or reissue)</td><td></td></tr><tr><td>143</td><td>460</td><td>243</td><td>230</td><td>Design issue fee</td><td></td></tr><tr><td>144</td><td>620</td><td>244</td><td>310</td><td>Plant issue fee</td><td></td></tr><tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr><tr><td>123</td><td>130</td><td>123</td><td>130</td><td>Petitions related to provisional applications</td><td></td></tr><tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr><tr><td>581</td><td>40</td><td>481</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr><tr><td>146</td><td>740</td><td>246</td><td>370</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr><tr><td>149</td><td>740</td><td>249</td><td>370</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr><tr><td>179</td><td>740</td><td>279</td><td>370</td><td>Request for Continued Examination (RCE)</td><td></td></tr><tr><td>169</td><td>900</td><td>169</td><td>900</td><td>Request for expedited examination of a design application</td><td></td></tr></tbody></table> <p>Other fee (specify): Other fee (specify):</p> <p>*Reduced by Basic Filing Fee Paid</p>				Large Entity	Small Entity	Large Entity	Small Entity	Fee Description	Fee paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)			105	130	205	65	Surcharge - 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<p>2. <input checked="" type="checkbox"/> Payment Enclosed:</p> <p><input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input checked="" type="checkbox"/> Other*</p> <p>*Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.</p>																																																																																																																																																																																									
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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Eric K. Steffe	Registration No. (Attorney/Agent)	36,688
Signature		Telephone	202-371-2600
		Date	Nov 6, 2002